## STATE OF NEW YORK

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2550

2021-2022 Regular Sessions

## IN ASSEMBLY

January 19, 2021

Introduced by M. of A. SEAWRIGHT -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to the office of chief executive officer of the Roosevelt Island operating corporation

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

- 1 Section 1. Section 2799-cccc of the public authorities law is amended 2 by adding a new subdivision 6 to read as follows:
- 6. (a) The board of directors shall appoint a chief executive officer
  of the corporation. Subject to subdivision 1 of section 3 of the public
  officers law, any individual, except the director of the budget, shall
  be eligible to apply for the position. The board shall develop eligibility criteria for the position, and an open and transparent process
  for screening and recommending eligible candidates for appointment.
- 10 Island or shall become a resident within one year of the date of
  11 appointment. Failure to comply with this paragraph shall be grounds for
  12 automatic removal of the successful candidate from the position. The
  13 provisions of this paragraph relating to residency for the chief execu14 tive officer may be waived by the board of directors provided that the
  15 board finds that there are extraordinary circumstances warranting such
  16 waiver. Such waiver shall be in writing and by a majority vote prior to
  17 the appointment of the chief executive officer.
  - (c) The board of directors also:

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- 19 <u>(i) shall determine the term of office for the position; and fix the</u>
  20 <u>compensation to be paid, subject to the approval of the director of the</u>
  21 budget;
- 22 <u>(ii) shall prescribe the duties and responsibilities for the position;</u>
  23 and

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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- 1 (iii) may remove the chief executive officer for inefficiency, neglect 2 of duty or misconduct in office, after notice and an opportunity to be 3 heard.
  - (d) The chief executive officer shall be considered:
- 5 <u>(i) an "employee" for the purposes of section 18 of the public offi-</u>6 <u>cers law;</u>
- 7 (ii) a "state officer" for the purposes of sections 73 and 73-a of the public officers law; and
- 9 <u>(iii) an "officer or employee of a state agency" for the purposes of</u>
  10 <u>section 74 of the public officers law.</u>
- 11 § 2. This act shall take effect immediately, except that the term of 12 the current chief executive officer shall end at such time as a succes-13 sor chief executive officer is appointed.